IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 11077 of 2005

Between:

Sri A. Rosaiah, S/o. A. Balaiah,
R/o. Nampally Village, Ibrahimpatnam Mandal, R.R.District.

..... PETITIONER

AND

The Revenaue Divisional Officer, East Division, R.R.District,
at Malakunta Road, Goshamahal, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to Issue an appropriate Writ, Order or direction more particularly one in the nature of writ of Mandamus, declaring the action of the respondent for non supply of E.C.'s to the existing dealer where his licence is neither suspended nor cancelled by the Respondent is illegal, improper, arbitrary and against the principles of natural justice, and consequently direct the respondent to supply the E.C's to the petitioner as usual.

Counsel for the Petitioner:MR.BOLLAM LINGAIAH YADAV

Counsel for the Respondent: GP FOR CIVIL SUPPLIES

The Court made the following:

ORDER:

The writ petition is filed seeking direction more particularly one in the nature of writ of mandamus declaring the action of the respondent for non-supply of essential commodities to the petitioner, who is existing dealer. It is the contention of the petitioner that he is fair price shop dealer of Nampally village and his authorization is renewed for a period of two years upto 31.3.2006. It is his further contention that the respondent without any valid reason stopped supply of essential commodities to the shop of the petitioner and therefore, he approached this Court seeking direction as stated supra.

It appears that the respondent issued show cause notice to the petitioner making out certain contraventions. The petitioner submitted explanation to the show cause notice on 29.4.2005. Such is the situation, the only direction that can be issued to the respondent to consider the explanation submitted by the petitioner in accordance with the rules and pass appropriate order as expeditiously as possible.

With the above direction, the writ petition is disposed at the admission stage. No costs.

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(B.SESHASAYANA REDDY,J)

MAY 10, 2005.

YS

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1) The Revenaue Divisional Officer, East Division, R.R.District,

at Malakunta Road, Goshamahal, Hyderabad.

2) Two CCs to the Government Pleader for Civil Supplies,

High Court Buildings, Hyderabad.

3) Two CD copies.